

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA

IN RE THE ADMINISTRATION OF	)	ADMINISTRATIVE ORDER
THE PROBATE/MENTAL HEALTH	)	No. 94-075
DEPARTMENT	)	
_____	)	

A committee composed of judicial officers, representatives of public and private (professional) fiduciaries, lawyers and Probate Court administrative staff has met on several occasions, developed certain fee guidelines for professional fiduciaries,<sup>1</sup> and recommended that they be adopted by the Probate/Mental Health Department of the Superior Court.

The Presiding Judge of the Probate/Mental Health Department has considered the guidelines and the guidelines' general purpose of assisting department judicial officers in determining the reasonableness of fees for professional fiduciaries, and recommends the guidelines be adopted.

The guidelines will help bring consistency, uniformity, predictability and equality of treatment of all private, professional fiduciaries into the process of reviewing and approving professional fiduciary fee requests.

The guidelines are not to be considered as setting minimum or maximum fees or rates, and department judicial officers will continue to determine on a case-by-case basis the reasonableness of a professional fiduciary's fee. Accordingly, it is

**ORDERED** adopting and approving the attached Probate/Mental Health Department Fiduciary Fee Guidelines and attached Estate Management Plan for use by the judicial officers and accountants of the Probate/Mental Health Department of the Superior Court of the State of Arizona in Maricopa County in reviewing and approving professional fiduciary fee requests.

**ORDERED** that the effective date for use of these guidelines shall be February 1, 1995.

**ORDERED** that the guidelines and their effectiveness will be reviewed before November 30, 1995, with a report to the Presiding Judge of the Probate/Mental Health Department in order to determine whether the guidelines should remain in effect or be modified in some way.

Dated this \_\_\_\_\_ day of December, 1994.

\_\_\_\_\_  
C. Kimball Rose, Presiding Judge

Original:           Clerk of the Superior Court

<sup>1</sup> "Professional fiduciary" is intended to include those private fiduciaries who are required to be registered with the Arizona Supreme Court pursuant to A.R.S. § 14-5701 as well as banks and trust companies which charge a fee for fiduciary services.